

ESTTA Tracking number: **ESTTA378376**

Filing date: **11/12/2010**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92052314
Party	Defendant Cafe Mystique Inc.
Correspondence Address	JESS M. COLLEN COLLEN IP THE HOLYOKE-MANHATTAN BUILDING, 80 SOUTH HIGHLAND AVENUE OSSINING, NY 10562 UNITED STATES ogelber@collenip.com, tgulick@collenip.com, docket@collenip.com
Submission	Opposition/Response to Motion
Filer's Name	Thomas P. Gulick
Filer's e-mail	tgulick@collenip.com, jecollen@collenip.com, ogelber@collenip.com, egarvey@collenip.com
Signature	/Thomas P. Gulick/
Date	11/12/2010
Attachments	K357 Registrant's Notice it will not Oppose Motion for Oral Examination.pdf ( 2 pages )(63169 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

MOTHER PARKER'S TEA & COFFEE,  
INC.,

Petitioner,

vs.

CAFÉ MYSTIQUE, INC.,

Registrant.

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Cancellation No. 92052314

Mark: **CAFÉ MYSTIQUE  
COFFEE & Design**

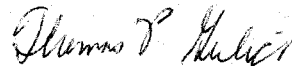
Registration No. 3,514,570  
Issued October 14, 2008

**REGISTRANT'S NOTICE THAT IT DOES NOT OPPOSE PETITIONER'S MOTION  
FOR ORAL EXAMINATION**

Registrant Café Mystique wishes to inform the Board that it does not oppose Petitioner's Motion for Oral Examination of Respondent Café Mystique, Inc. Pursuant to Rule 30(b)(6) and 37 C.F.R. § 2.123(a)(2). The parties have reached a reciprocal agreement to conduct party depositions by oral examination.

Respectfully submitted,

By:



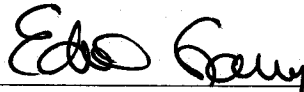
Jess M. Collen  
Thomas P. Gulick  
COLLEN IP  
The Holyoke-Manhattan Building  
80 South Highland Avenue  
Ossining, New York 10562  
(914) 941-5668  
*Counsel for Registrant*

Dated: November 12, 2010

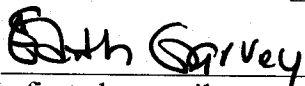
SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO OUR DEPOSIT ACCOUNT 03-2465.

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FILED  
ELECTRONICALLY WITH THE UNITED STATES PATENT AND TRADEMARK OFFICE.

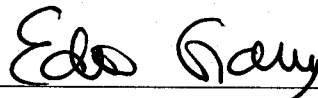
Date: November 12, 2010

  
\_\_\_\_\_  
Edith Garvey

**CERTIFICATE OF SERVICE**

I, , hereby certify that on the 12th day of November, 2010, I served, via first class mail, postage prepaid, the enclosed Registrant's Notice That It Does Not Oppose Petitioner's Motion For Oral Examination to Petitioner's Attorneys of Record at the following address:

Priscilla L. Dunkel  
Jennifer Scannell  
Baker Botts L.L.P.  
2001 Ross Avenue  
Dallas, TX 75201-2980

  
\_\_\_\_\_